

**TELEPHONE CONFERENCE  
AUCTIONEER BOARD  
MADISON, WISCONSIN  
MAY 22, 2000**

**PRESENT:** Robert Brandau (at 9:30 a.m.); Ronald Bast, Marie Kohlbeck, Richard Lust, Robert Massart, Mark Shain, and Marie Skic-Loy (by telephone)

**STAFF PRESENT:** Cletus Hansen and Jan Neitzel; Members of the Division of Enforcement were present for portions of the meeting.

**CALL TO ORDER**

The meeting was called to order at 9:22 a.m. by Richard Lust, Chair, upon confirmation that the public notice was timely given. A quorum of 7 members was present.

**AGENDA**

Several items were added to the agenda.

Stipulations for Randy Backes and Rodney Backes, and a case closing.

**MOTION:** Marie Kohlbeck moved, seconded by Marie Skic-Loy, to adopt the agenda as amended. Motion carried unanimously.

**MINUTES (3/27/00)**

**MOTION:** Marie Skic-Loy moved, seconded by Mark Shain, to approve the minutes as written. Motion carried unanimously.

Bob Brandau joined at this time.

**ADMINISTRATIVE REPORT**

**Cletus J. Hansen**

- Roster

The Board received a copy of the March 2000 roster. Noted.

- Meeting Dates

The Board noted that the next meeting is scheduled for July 24, 2000.

The Board noted that the State Convention of the Wisconsin Auctioneers Association will be June 25-27, 2000, in Wausau, Wisconsin, at the Ramada Inn.

**LEGISLATIVE UPDATE**

Clete Hansen stated that none of the bills the Board had worked on during the past two years got passed in the legislative session and they will need to be re-submitted.

**MOTION:** Marie Skic-Loy moved, seconded by Marie Kohlbeck, to request the Department of Regulation and Licensing re-introduce the bills that were not passed in the last legislative session. Motion carried unanimously.

## **ADMINISTRATIVE RULES**

### **Interpretation of s. 480.08(7), Stats.**

Clete Hansen advised the Board that Bill Dusso, Board Legal Counsel, has combined the rule drafts for the 60-day temporary permit, buyer's fee or surcharge, and the auction-related services while suspended or revoked.

### **Auction-Related Services While Suspended or Revoked**

See above paragraph.

### **Buyers Fee or Surcharge**

Bill Dusso added several sentences to facilitate the enforcement of the buyer's fee or surcharge requirement.

**MOTION:** Bob Massart moved, seconded by Mark Shain, to remove the additional sentences. Motion carried unanimously.

## **RECIPROCITY AGREEMENT**

### **North Carolina**

Clete Hansen reported that Wisconsin has received a proposed reciprocity agreement from North Carolina.

**MOTION:** Marie Kohlbeck moved, seconded by Bob Brandau, to accept the reciprocity agreement with North Carolina and to grant Bob Brandau the authority to sign the agreement on behalf of the Board. Motion carried unanimously.

## **MISCELLANEOUS INFORMATION/CORRESPONDENCE**

The Board received a copy of the April 24, 2000, final order for Paul S. George. Noted.

## **NEW BUSINESS**

None.

## **RECESS TO CLOSED SESSION**

**MOTION:** Bob Brandau moved, seconded by Mark Shain, to convene the meeting in Closed Session pursuant to Sections 19.85(1)(a), (b), and (f), Wis. Stats., to consider the licensing or discipline of a person licensed by the Department or the investigation of charges against such a person. Specifically, to

deliberate on a stipulation, a case closing and monitoring issues. Motion carried unanimously by a roll call vote: Ronald Bast-yes; Robert Brandau-yes; Marie Kohlbeck-yes; Robert Massart-yes; Marie Skic-Loy-yes; Mark Shain-yes; Richard Lust-yes.

Open Session recessed at 9:50 a.m.

The Board deliberated on a stipulation, a case closing, and monitoring issues.

### **RECONVENE IN OPEN SESSION**

**MOTION:** Marie Kohlbeck moved, seconded by Mark Shain, to adjourn the Closed Session and to reconvene in Open Session as publicly announced. Motion carried unanimously.

Open Session reconvened at 10:21 a.m.

### **VOTING ON ITEMS CONSIDERED OR DELIBERATED UPON IN CLOSED SESSION**

#### **CASE CLOSING**

**MOTION:** Marie Kohlbeck moved, seconded by Marie Skic-Loy, to close the following case. Motion carried unanimously.

99 AUC 043 Steven R. Mattes P7

#### **STIPULATION**

#### **Riley A. Kahl**

**MOTION:** Mark Shain moved, seconded by Marie Skic-Loy, to accept the Stipulations, Findings of Fact, and Conclusions of Law and Order in the disciplinary matter involving Riley A. Kahl and to grant Bob Brandau the authority to sign the stipulation on behalf of the Board. Motion carried unanimously.

#### **MONITORING ISSUES**

**MOTION:** Bob Brandau moved, seconded by Ron Bast, to reinstate the licenses of the following. Motion carried unanimously.

Randy Backes  
Rodney Backes

#### **ADJOURNMENT**

**MOTION:** Marie Kohlbeck moved to adjourn the meeting at 10:24 a.m. Motion carried unanimously.